

AN ORDINANCE

99297

**SELECTING BENDER WELLS CLARK DESIGN (SBE/WBE/DBE), TO PROVIDE ARCHITECTURAL SERVICES IN CONNECTION WITH THE DISTRICT 6 PARK IMPROVEMENTS PACKAGE PROJECT; AUTHORIZING THE NEGOTIATION AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT IN AN AMOUNT NOT TO EXCEED \$51,000.00; AUTHORIZING \$5,100.00 FOR ARCHITECTURAL CONTINGENCY EXPENSES; AUTHORIZING \$2,000.00 FOR BID ADVERTISING/PRINTING EXPENSES; AUTHORIZING \$14,000.00 FOR MANDATORY PROJECT FEES, FOR A TOTAL AMOUNT OF \$72,100.00 FROM 2003-2007 GENERAL OBLIGATION PARK IMPROVEMENT BOND FUNDS; APPROPRIATING FUNDS; AND PROVIDING FOR PAYMENT.**

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**WHEREAS**, it is necessary to provide for the installation of park improvements for Oscar Perez Memorial Park, located at 8601 Timber Path, and for Tom Slick Community Park, located at 7400 Highway 151; and

**WHEREAS**, the scope of work at the currently undeveloped Oscar Perez Memorial Park will include a park entrance, parking area, walking trail, playground, youth sports facilities, and other general park improvements; and

**WHEREAS**, the scope of work at Tom Slick Community Park will include the development of basic park improvements which may include a playground, pavilion and associated amenities; and

**WHEREAS**, both parks are located in City Council District 6, the modifications have been combined into one project to achieve economy of scale, and this project is referred to as the District 6 Park Improvements Package Project; and

**WHEREAS**, this project is in accordance with the 2003 Bond Issue approved in November 2003; and

**WHEREAS**, in connection with this project, there exists a need to provide all of the necessary architectural services, including schematic design and design development services, preparation of construction documents, bidding services and construction administration services; and

**WHEREAS**, the City staff rated all individuals and firms which submitted proposals to be considered for the above-described work, giving consideration to past experience and recognized ability and competence in providing such services; and

**WHEREAS**, the City staff reviewed the ratings and has recommended to the City Council that the firm of Bender Wells Clark Design, a SBE/WBE/DBE firm, should be selected for said work, based upon demonstrated ability and qualifications; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**Section 1.** Bender Wells Clark Design is hereby selected to provide architectural design, construction plan and construction administration services in connection with the installation of park improvements at Oscar Perez Memorial Park and at Tom Slick Community Park.

**Section 2.** The City Manager or her designee is hereby authorized and directed to commence negotiations with said firm to reach an agreement on a contract for the fair and reasonable amount not to exceed \$51,000.00 for Architect services. Upon execution, copies of said contract shall be filed with the Department of Public Works and the Department of Parks and Recreation.

**Section 3.** If a contract can be negotiated corresponding in form and content to the standard contract used by the City of San Antonio for such services, and for the amount stated herein, then the City Manager, or her designee is hereby authorized to execute such contract without further City Council action.

**Section 4.** The amount of \$37,740.00 is appropriated in fund 45-804040, in index code 786939, entitled Architect Fees, and is authorized to be encumbered and made payable to Bender Wells Clark Design for architect services in connection with the Oscar Perez Memorial Park Development project.

**Section 5.** The amount of \$3,774.00 is appropriated in fund 45-804040, in index code 786947, entitled Architect Contingency, and is authorized to be encumbered and made payable for design contingency expenses in connection with the Oscar Perez Memorial Park Development project.

**Section 6.** The amount of \$1,000.00 is appropriated in fund 45-804040, in index code 786954, entitled Bid Advertising/Printing, and is authorized to be encumbered and made payable for bid advertising and printing expenses in connection with the Oscar Perez Memorial Park Development project.

**Section 7.** The amount of \$7,000.00 is appropriated in fund 45-804040, in index code 786962, entitled Mandatory Project Fees, and is authorized to be encumbered and made payable for mandatory project fees in connection with the Oscar Perez Memorial Park Development project.

**Section 8.** The amount of \$13,260.00 is appropriated in fund 45-804048, in index code 786970, entitled Architect Fees, and is authorized to be encumbered and made payable to

Bender Wells Clark Design for architect services in connection with the Tom Slick Community Park Improvements project.

**Section 9.** The amount of \$1,326.00 is appropriated in fund 45-804048, in index code 786988, entitled Architect Contingency, and is authorized to be encumbered and made payable for design contingency expenses in connection with the Tom Slick Community Park Improvements project.

**Section 10.** The amount of \$1,000.00 is appropriated in fund 45-804048, in index code 786996, entitled Bid Advertising/Printing, and is authorized to be encumbered and made payable for bid advertising and printing expenses in connection with the Tom Slick Community Park Improvements project.

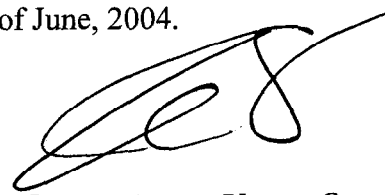
**Section 11.** The amount of \$7,000.00 is appropriated in fund 45-804048, in index code 787002, entitled Mandatory Project Fees, and is authorized to be encumbered and made payable for mandatory project fees in connection with the Tom Slick Community Park Improvements project.


**Section 12.** Staff is hereby authorized to adjust line items within the budget of this Project, through the normal budget adjustment process.

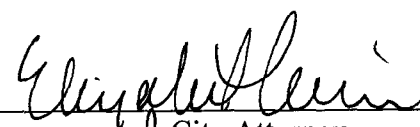
**Section 13.** The financial allocations in this Ordinance are subject to approval by the Director of Finance, City of San Antonio. The Director of Finance may, subject to concurrence by the City Manager or the City Manager's designee, correct allocation to specific Index Codes and Fund Numbers as necessary to carry out the purpose of this Ordinance.

**Section 14.** This ordinance shall be effective on and after June 13, 2004.

PASSED AND APPROVED this 3rd day of June, 2004.

  
M A Y O R  
for EDWARD D. GARZA

ATTEST:   
City Clerk

APPROVED AS TO FORM:   
City Attorney